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DISTRICT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

R.R., by and with his parent ROSLYN
RUCKER,

Plaintiffs,

vs.

OAKLAND UNIFIED SCHOOL DISTRICT,
Defendant.

CASE NO. 4:13-cv-5069 (KAW)

**STIPULATED REQUEST TO DISMISS
PURSUANT TO FRCP RULE 41**

The Hon. Kandis A. Westmore

Trial Date: None Set

Pursuant to Rule 41 of the Federal Rules of Civil Procedure and the Settlement Agreement between the parties, Plaintiff R.R. and Defendant Oakland Unified School District ("OUSD") hereby stipulate as follows:

WHEREAS the parties engaged in a Judicial Settlement Conference before the Hon. Maria-Elena James and entered into a Settlement Agreement on November 4, 2014, subject to approval by OUSD's Governing Board and the fulfillment of certain conditions subsequent;

WHEREAS OUSD's Governing Board approved the settlement on December 10, 2014;

WHEREAS the conditions subsequent to the Settlement Agreement occurred on or about March 4, 2015;

WHEREAS OUSD started its performance under the Settlement Agreement on or about April 23, 2015;

1 WHEREAS the Settlement Agreement requires Plaintiff to dismiss his action in this Court
2 with prejudice;

3 THE PARTIES STIPULATE that the instant action be dismissed **with prejudice**.

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5 DATED: June 19, 2015

FAGEN FRIEDMAN & FULFROST, LLP

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7 By: /s/ David R. Mishook

8 David R. Mishook

9 Attorneys for OAKLAND UNIFIED SCHOOL
DISTRICT

10 DATED: June 19, 2015

S.F. CHILDREN'S LAW

11
12 By: /s/ Sheila Brogna

13 Sheila Brogna

14 Attorneys for R.R.

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16 PURSUANT TO STIPULATION IT IS ORDERED THAT this matter be dismissed WITH
17 PREJUDICE.

18 DATED: June 22, 2015

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20 
21 Hon. Kandis A. Westmore

22 00319-00181/784434.1